

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 14, 2002**

**DIVISION FIVE**

|         |                              |                       |
|---------|------------------------------|-----------------------|
| B149803 | People v. Banks              | (Not for Publication) |
| B154441 | In re Banks on Habeas Corpus |                       |

The case is remanded to allow the trial court to either strike or impose an additional prior prison term enhancement in case No. A964899. The clerk of the superior court is to then prepare an amended abstract of judgment which reflects the four-year concurrent sentence imposed as to count 2 and the disposition of the trial court in connection with the imposition or striking of the prior prison term enhancement in case No. A964899. In all other respects, the judgment is affirmed. The petition for writ of habeas corpus is denied.

Turner, P.J.

We concur:   Armstrong, J.  
                  Mosk, J.

|         |                              |                                     |
|---------|------------------------------|-------------------------------------|
| B153757 | People<br>v.<br>Manderscheid | (Certified for Partial Publication) |
|---------|------------------------------|-------------------------------------|

The judgment is affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                  Mosk, J.

DIVISION FIVE (Continued)

B146482      Vrendenburg                      (Not for Publication)  
                 v.  
                 Vrendenburg

The judgment is affirmed. Respondent's motion for sanctions is denied.  
Respondent(s) to recover costs.

Mosk, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Yegan, Acting .P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B151500      Lambert  
                 v.  
                 The Studio of Performing Arts

Merits:  
Argued by Brenda L. McCormick for appellants and by Greg A. Coates for  
respondent. Cause submitted.

B150739      Betancourt  
                 v.  
                 Crow

Merits:  
Argued by Robert E. Johnson for appellants and by Jerry O. Crow for  
respondent. Cause submitted.

DIVISION SIX (Continued)

B150605     Walden  
              v.  
              Farmers Insurance Group

Merits:  
Argued by Maurice Edward Franklin for appellant and by Ronald S. Houseman for respondents Southern California Edison and Tidwell Excavating. Cause submitted.

B152265     Holland, Donnelly & Mishler  
              v.  
              Cohen

Merits:  
Argued by Thomas J. Jeffers for appellants and by Timothy G. Mishler for respondents. Cause submitted.

Court recessed at 9:50 A.M.

Court reconvened at 9:55 A.M.

Present: Gilbert, P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B155113     State Farm General Insurance Co.  
              v.  
              Majorino

Merits:  
Argued by Steven W. Murray for appellants and by Christopher S. Dunakin for respondent. Cause submitted.

B146586     Equality Emergency Medical Group, Inc.  
              v.  
              Biren

Merits:  
Argued by Scott L. Zimmerman for appellants/cross- respondents and by Gabriele Mezger-Lashly for respondents/cross-appellants. Cause submitted.

DIVISION SIX (Continued)

Court recessed at 11:40 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

Each of the following:

B148272 People v. Sheppard  
B149158 People v. Noble  
B151015 People v. Sherman  
B151537 People v. Del Valle  
B152883 People v. Carrasco  
B153083 People v. Covarrubias  
B153867 People v. Molina  
B154003 People v. Ruben M.  
B154165 People v. Lopez

Argument waived, cause submitted.

Each of the following:

B148970 People v. Kim  
B150838 People v. Powell

Argument continued to July, 2002.

B152574     People  
              v.  
              Smith

Argument continued to August, 2002.

DIVISION SIX (Continued)

B149009      People  
                 v.  
                 Pierce

Merits:

Argued by Leonard J. Klaif for appellant and by Russell A. Lehman, deputy attorney general, for respondent via video conference. Cause submitted.

B150952      People  
                 v.  
                 Alcantar

Merits:

Argued by Susan B. Lascher for appellant and by Marc E. Turchin, deputy attorney general, for respondent via video conference. Cause submitted.

B153005      People  
                 v.  
                 Garcia

Merits:

Argued by Gerald J. Miller for appellant and by Laura H. Bak-Boychuk, deputy attorney general, for respondent via video conference. Cause submitted.

B148184      People  
                 v.  
                 Ritchie & Scholer

Merits:

Argued by Leonard J. Klaif for appellant Ritchie and by April S. Rylaarsdam, deputy attorney general, for respondent via video conference. Argument waived by appellant Scholer. Cause submitted.

DIVISION SIX (Continued)

B148613     People  
              v.  
              Frederick

Appearances:  
Richard C. Gilman for appellant. Appearance waived for respondent.  
Argument waived, cause submitted.

B152875     People  
              v.  
              Howard

Merits:  
Argued by Carol S. Boyk for appellant. Argument previously waived by  
respondent. Cause submitted.

Perren, J. left the bench.

B148788     People  
              v.  
              Sporich

Merits:  
Argued by Todd L. Melnik for appellant. Argument previously waived  
by respondent. Cause submitted.

B156693     The People  
              v.  
              Ventura County Superior Court  
              (Schultz, r.p.i.)

O.S.C.:  
Presented by Michael D. Schwartz, deputy district attorney, for petitioner  
and by Michael C. McMahon, chief deputy public defender, for real party  
in interest. Cause submitted.

Court adjourned at 3:55 P.M.

DIVISION SEVEN

B146794     People  
              v.  
              Garcia

Filed order denying petition for rehearing.

DIVISION EIGHT

B152887     People                                 (Not for Publication)  
              v.  
              Subin

The judgment is affirmed.

Rubin, J.

We concur:    Cooper, P.J.  
                  Boland, J.

B152111     Fukutaki,                                 (Not for Publication)  
              v.  
              Jacky et al.

The judgment of dismissal is vacated and the trial court is directed to enter a new and different order sustaining the demurrer without leave to amend as to the cause of action for quiet title, and overruling the demurrer as to the causes of action for trespass, invasion of privacy, and intentional infliction of emotional distress. Each side to bear its own costs on appeal.

Rubin, J.

We concur:    Cooper, P.J.  
                  Boland, J.

June 14, 2002-Continued

## DIVISION EIGHT (Continued)

B150656 People (Not for Publication)  
v.  
Banks

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.  
Boland, J.